IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MRS. JUSTICE K.HEMA

TUESDAY, THE 18TH DECEMBER 2007 / 27TH AGRAHAYANA 1929

LA.App..No. 187 of 2007()

LAR.3/2001 of SUB COURT,THODUPUZHA
.....

APPELLANT/RESPONDENT IN THE LAR:

STATE OF KERALA, REP. BY
ASSISTANT COLLECTOR, IDUKKI.

BY PUBLIC PROSECUTOR SRI.K.C.SANTHOSH KUMAR

RESPONDENT/RESPONDENT/CLAIMANT/RESPONDENT IN THE LAR:

C.K.SASIDHARAN, S/O. KRISHNAN,
CHERUKARAKUDIYIL, CHITTOOR.

BY ADV. SRI.C.K.VIDYASAGAR
SRI.T.I.ABDUL SALAM

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 18/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.KOSHY & K.HEMA, JJ.

L.A.A.NO.187 OF 2007 (B)

&

C.M.P.NO.252 OF 2007

Dated this the 18th day of December, 2007

J U D G M E N T

KOSHY,J.

This is a petition for condoning the delay of 1136 days in filing the appeal. It is submitted by the learned counsel for the respondent that similar enhanced awards were passed in respect of adjacent properties involved in the same acquisition and State deposited the amount without filing application. It is also pointed out that the reference court relied on the award in L.A.R.No.1/2001 and other connected cases in awarding compensation and L.A.A.No.924/2004 was dismissed by this Court. In any event, no sufficient grounds are stated for condoning the long delay, that is, more than three years in filing the appeal. Delay condonation petition is dismissed. Consequently appeal is also dismissed.

J.B.KOSHY, JUDGE

K.HEMA, JUDGE

prp

J.B.KOSHY & K.HEMA, JJ.

M.F.A.NO. OF 2006 ()

J U D G M E N T

1st December, 2007